

RECEIVED

SEP - 1 2014

UNITED STATES DISTRICT COURT

TONY R. MOORE, CLERK
WESTERN DISTRICT OF LOUISIANA
LAFAYETTE, LOUISIANA

WESTERN DISTRICT OF LOUISIANA

RAY A. KIRT

*

CIVIL ACTION NO. 6:13-CV-00580

VERSUS

*

JUDGE DOHERTY

JERONE J. LAFARGUE, ET AL.

*

MAGISTRATE JUDGE HILL

JUDGMENT

This matter was referred to United States Magistrate Judge C. Michael Hill for Report and Recommendation. No objections have been filed. The Court concludes that the Report and Recommendation of the magistrate judge is correct. Accordingly;

IT IS ORDERED that the defendants' Motion for Summary Judgment [rec. doc.24] is construed as a Motion to Dismiss pursuant to Rule 12(b)(1) of the Federal Rules of Civil Procedure, and that the Motion, as construed, is **GRANTED**. Accordingly, this lawsuit is **DISMISSED WITHOUT PREJUDICE** for lack of subject matter jurisdiction.

THUS DONE AND SIGNED, in chambers, in Lafayette, Louisiana, on this

1st day of September, 2014.


REBECCA F. DOHERTY
UNITED STATES DISTRICT JUDGE